

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office DEC 29 2000

Returned to applicant for correction _____

Corrected application filed _____

Map filed JAN 29 1997 under 62820T

The applicant **Bellagio**, a Nevada Corporation, c/o MGM-Mirage Resorts, Inc. hereby makes application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under **Permit 29614, Certificate 8885**

1. The source of water is **Underground (Las Vegas Artesian Basin)**
2. The amount of water to be changed **0.2055 cfs, 74.73 acre-feet annually**
3. The water to be used for **Recreation and Domestic (irrigation of golf course)**
4. The water heretofore permitted for **Recreation and Domestic (irrigation of golf course)**
5. The water is to be diverted at the following point in the **SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36, T19S, R61E, M.D.M., or at a point from which the W $\frac{1}{4}$ corner of said Section 36 bears S 47° 56' 01" W, a distance of 141.27 feet.**
6. The existing permitted point of diversion is located within the **NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, T21S, R61E, M.D.M., or at a point from which the E $\frac{1}{4}$ corner of said Section 20 bears N 89° 05' 50" E, a distance of 921.0 feet.**
7. Proposed place of use **Portions of the S $\frac{1}{2}$ of Section 25 and N $\frac{1}{2}$ of Section 36, T19S, R61E, M.D.M.**
8. Existing place of use **Portions of E $\frac{1}{2}$ of Section 20, T21S, R61E, M.D.M., or SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, and NW $\frac{1}{4}$ NE $\frac{1}{4}$ all in Section 20, T21S, R61E, M.D.M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Existing Shadow Creek Well No. 4, which is currently equipped with a 40-HP turbine pump, pipeline, and valving for connection to the golf course irrigation system.**
12. Estimated cost of works **\$200,000.00**
13. Estimated time required to construct works **Shadow Creek Well No. 4 is completed, and is constructed of 16" diameter casing to 40' followed by 12" diameter casing to 560' in depth. Well driller's report is on file at the office of the Division of Water Resources.**
14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks: Water is to be used for irrigation of a portion of the existing Shadow Creek Golf Course. Supporting Map for the existing point of diversion and place is on file under Permit 29614. Supporting Map for the proposed point of diversion and place is on file under Permit 62821.

By Dwight L. Smith, PE, Agent
s/ Dwight L. Smith
950 Industrial Way
Sparks, Nevada 89431

Compared gkl/cmf ds/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 29614, Certificate 8885, is issued subject to the terms and conditions imposed in said Permit 29614, Certificate 8885, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2055 cubic feet per second, **but not to exceed 74.73 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed before:

N/A

Water must be placed to beneficial use on or before:

June 27, 2004

Proof of the application of water to beneficial use shall be filed on or before:

July 27, 2004

Map in support of proof of beneficial use shall be filed on or before:

July 27, 2004

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 11th day of May A.D. 2001


State Engineer

Completion of work filed under 63768 on May 9, 2000

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____